

United States Courts
Southern District of Texas
FILED

MAY 11 2018

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

David J. Bradley, Clerk of Court

Hassan Ali Pejouhesh,
Reg. No. 78128-279,

Plaintiff,

v.

United States Postal Service,

Defendant.

7010 3090 0003 3353 4234

Civil Action No. 17-1684

Date, May, 8, 2018

To: U.S. Dist. Court, For The D.C.

Attn: Honorable Randolph D. Moss.

Re the Plaintiff's Motion To Strike Dkt. 16 For Failure To Serve on Plaintiff As Required by Law, or in The Alternative Order it To Served which have mailed by Certified Mail under Tracking # 7010-3090-0003-3367-3988, to The Court, handed to Prison unit team on 04/3/2018 and also Copy of Motion to Office of U.S. Postal Service, General Counsel ~~under~~ by Certified Mail under Tracking # 7010-3090-0003-3367-2271 on Same date 04/3/2018 (Copy of Certified Mail Receipt is attached), Please note as follows:

- (1): Plaintiff still have not Received Dkt 16, Defendant U.S. Postal Service, Motion to dismiss or, in the alternative,

(1)

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For Summary Judgment.

(2): On April, 2, 2018 plaintiff Received the March 25, 2018 ORDER of this Court ordering plaintiff to "file a brief in opposition to Defendant's Motion to Dismiss or in the ~~or~~ Alternative for Summary Judgment on or before May 11, 2018". Whereas defendant failed to serve plaintiff with said Motion, it is NOT possible for plaintiff to comply with the 03/25/2018 ORDER to file a Brief in opposition without said Motion. Therefore it would be within this Court's Purview to Strike Defendant's Motion for failure to serve plaintiff. Moves this Honorable Court to Strike.

Alternative if this Court finds that Defendant's failure to serve was excusable under some Rule or Provision of law demonstrated by Defendant (or Clerk of Court) to serve plaintiff with DKT 16 and all Motions which U.S. Postal Services have filed and provide 60 days from Receipt of same to file plaintiff Brief in opposition.

(3): Please note, this recent failure to serve make the Third time that Defendant has failed to serve plaintiff copy of its filing as required by law. This continued pattern of non-compliance with the Civil Rules is demonstrative of Blatant disregard for properly interest Due process and this alone is sufficient cause for this Court to Deny Defendant's DKT 16 Motion pending before the Court.

(4): Please note, For make more early for U.S.

Re. Civil Action No. 17-1684

Postal Service to providing all documents under (FOIA), 5 U.S.C. § 552 (1988) and the Privacy Act of 1974 (PA) 5 U.S.C. § 552a (1988), Plaintiff reduced his request only to following documents related to the Criminal Case # ~~4310~~ ~~CR 687-1-00~~ ~~Follows~~

- (1) Copy of Search warrant for Plaintiff's Safe Deposit Boxes at Capital One Banks at Royal Oak Branch and Brookwood Branch.
- (2) Copy of Seizure warrant for Plaintiff's property in the Safe Deposit Box at above mentioned Banks.
- (3) Copy of inventory list of Plaintiff's property which seized from Safe Deposit Boxes at above mentioned Bank.
- (4) Copy of Search & Seizure warrant for Plaintiff's offices at 1010 Herwin Drive under Pamco.
- (5) Copy of inventory list of Plaintiff's property which seized from Pamco office at Herwin Drive.
- (6) Copy of Search & Seizure warrant for Plaintiff's storage at S. Daryashford Street and Plaintiff's warehouse at Herwin Dr.
- (7) Copy of inventory list of Plaintiff's property which seized from Plaintiff's warehouse and Plaintiff's Home.
- (8) Please order to providing Copy of original Search & Seizure warrant not Application for Search Warrant.

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- (9): Copy of Search & Seizure warrant for Plaintiff Brother Trucks and Plaintiff Truck.
- (10): Copy of inventory of Plaintiff's property which seized from 3 Trucks.
- (11): Copy of inventory of Plaintiff's property which seized from Safe at Pemco Office at Harris Dr.
- (12): Please note, Plaintiff believed that Postal Inspector Service Agent, had not Search & Seizure warrant for Plaintiff's Safe Deposit Boxes, at Banks and Plaintiff's offices, and they seized Plaintiff property without warrant unlawfully.
- (13): Would you please order Defendant send documents by Certified Mail due to this prison mail room do not correctly deliver legal materials and Plaintiff have experience of Mis-Delivery and not deliver legal mail at this prison, which Plaintiff have current Complaint against, Mailing System of this prison, which Mismanagement of Mail Room of this prison have Certified for Plaintiff that mail all communications by Certified Mail.

Respectfully Submitted
 05/08/2018
 Hassan Ali Rejoubek

2. C. U.S. Court of Appeals, D.C. for Record
 2. C. U.S. District Court, For Southern Dist. of Texas - For Docket on 10-CR-637-1
 2. C. Office of General Counsel, U.S. Postal Inspection Service.

↔78128-279↔
 District Us Court
 FOR District OF Columbia
 333 Constitution AVE NW
 Washington, DC 20001
 United States

LEGAL MAIL

Civil Action No. 17-1584

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
 OF THE RETURN ADDRESS, FOLD AT DOTTED LINE
CERTIFIED MAIL™

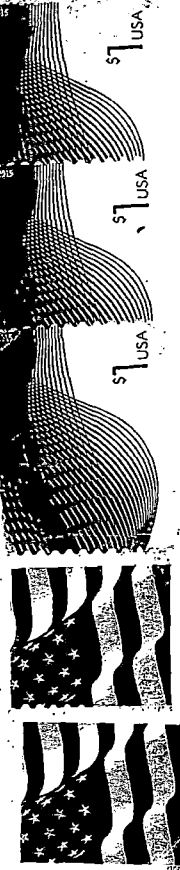


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Sent To <u>U.S. Court, For D.C.</u>	
Street, Apt. No., or PO Box No. <u>333 Constitution Ave NW</u>	
City, State, ZIP+4 <u>Washington D.C. 20001</u>	
PS Form 3800, August 2006 See Reverse for Instructions	

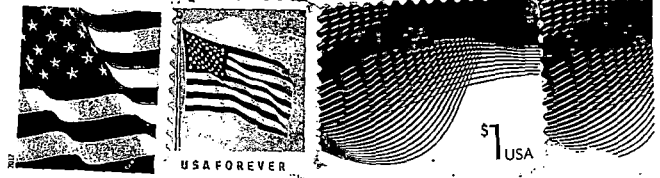
mailed

↔78128-279↔
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 United States



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United States



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Postal Inspection Service
Office General Counsel
475 L'enfant PLZ SW
No 475, Room 3301
Washington, DC 20260
United States

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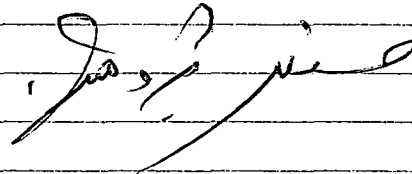
U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only, No Insurance Coverage Provided)	
For delivery information, visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$ 0.49
Certified Fee	3.45
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 3.94
Postmark Here	
Sent To: U.S. P.S. Office of General Counsel	
Street Address, Apt. No., or PO Box No.: 475 L'enfant PLZ SW #3301	
City, State, ZIP+4: Washington D.C. 20260	
PS Form 3800, August 2006 See Reverse for Instructions	

CERTIFICATE OF SERVICE

I hereby attest and Certify that a true and Correct Copy of the attached legal document has been served upon the below named Party by depositing Same in the U.S. Mail located at and Institution facility of the Federal Bureau of Prison (BOP).
 I asseverate under the penalty of Perjury that the foregoing is true and Correct except as to those matter upon which I rely upon information and belief and as to those matters I do believe them to be true and Correct, Pursuant to 28 USC § 1746.
 I further declare and Certify that First class Postage has been prepaid and the attached legal document is therefore timely filed pursuant to the "Mail box" Rule that is Codified at Rule 25(a)(2)(c) & 26(a)(4)(c) of the Federal Rules of Appellate Procedure on May, 8th, 2016 by Certified Mail, Tracking # 7010-3090-0003-3353-4258.

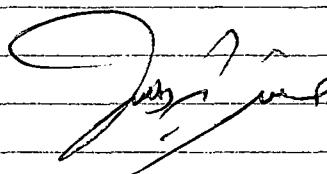
Date: 05/08/2016

Hassan Ali Pejmanesh.



Name Party:

Office of General Counsel
 U.S. Postal Inspection Service
 475 L'Enfant plaza, S.W. Room 3301
 Washington D.C. 20260-261

05/08/2016 

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Hassan Ali Pejouthesh
Unit (UB)
PO BOX 260 20
Beaumont, TX 77720
United States

LEGAL MAIL

Legal Mail

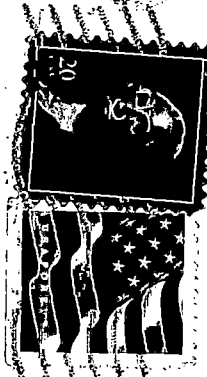
Case no. 4:10-cr-687-1

David J. Bradley, Clerk of Court

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Southern District of Texas
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Dist Court Southern District
PO BOX 61010
Houston, TX 77208
United States

NORTH HOUSTON TX 773
10 MAY 2018 PM 9 L



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Delivered to AIR mail Team on 05/8/2018